

1 PHILLIP A. TALBERT  
United States Attorney  
2 JEFFREY A. SPIVAK  
BRODIE M. BUTLAND  
3 Assistant United States Attorney  
MISDEMEANOR UNIT  
4 2500 Tulare Street, Suite 4401  
Fresno, California 93721  
5 Telephone: (559) 497-4000

6  
7 Attorneys for Plaintiff  
UNITED STATES OF AMERICA

8  
9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,  
14 v.  
15 DAVID A. NUNN,  
16 Defendant.

Case No. 6:20-po-00742-HBK

UNITED STATES' MOTION FOR EXTENSION  
OF TIME TO FILE RESPONSE TO MOTION FOR  
RECONSIDERATION (ECF #61)

17  
18 The United States of America, by and through Phillip A. Talbert, United States Attorney, and  
19 Brodie M. Butland and Jeffrey A. Spivak, Assistant United States Attorneys, hereby request a 30-day  
20 extension of time (to November 15, 2024) file its response to Defendant's Motion for Reconsideration  
21 (ECF #61).

22 The United States needs additional time to conduct legal research and respond to the Motion.  
23 Defense counsel has no objection and has requested a Reply deadline of December 6, 2024, in light of  
24 the Thanksgiving holiday.

25 ///

26 ///

27 ///

Accordingly, the United States requests the Court reset the briefing schedule as follows:

	Current Deadline	New Deadline
Government Opposition	October 16, 2024	November 15, 2024
Defendant Reply (if any)	October 31, 2024	December 6, 2024

DATED: October 8, 2024

Respectfully submitted,

PHILLIP A. TALBERT  
United States Attorney

By: /s/ Jeffrey A. Spivak  
JEFFREY A. SPIVAK  
Assistant United States Attorney

**ORDER**

IT IS SO ORDERED. The United States's Opposition to Defendant's Motion for Reconsideration (ECF #61) shall be filed by November 15, 2024; and the Defendant's Reply (if any) shall be filed by December 6, 2024.

DATED: October \_\_\_\_, 2024

\_\_\_\_\_  
HON. HELENA M. BARCH-KUCHTA  
UNITED STATES MAGISTRATE JUDGE